

NOVEMBER 10, 2005

## City Council Minutes

The Round Rock City Council met in Work Session and Regular Session on Thursday, November 10, 2005 in the City Council Chamber, 221 E. Main Street.

CALL WORK SESSION TO ORDER - 6:00 P.M.

ROLL CALL: Those members present were Mayor Nyle Maxwell, Mayor Pro-tem Alan McGraw, Councilmember Rufus Honeycutt, Councilmember Joe Clifford, Councilmember Carlos T. Salinas, and Councilmember Scott Rhode. Also present were City Manager Jim Nuse and City Attorney Steve Sheets.

WORK SESSION:

3.A.1. Consider a presentation regarding the Williamson County Regional Animal Shelter.

David Kautz, Assistant City Manager stated that Commissioner Limmer, Kathy Grimes and Connolly Architects were present to give an overview of the Williamson County Regional Animal Shelter.

Commissioner Limmer outlined the goals and objectives for the shelter and of the building site.

Mr. Connolly, Connolly Architects gave an overview of similar shelters from various other cities and the Master Plan for the Regional Animal Shelter.

Kathy Grimes, provided input regarding the financial aspect of the project.

Commissioner Limmer added that the cost for each city would be determined by the amount of animals that are brought into the shelter. He added that Williamson County will be asking the City Council to approve a Memorandum of Understanding and Interlocal Agreement regarding the animal shelter once everything has been finalized.

3.B.1. Consider a presentation regarding the City's health insurance plan.

Teresa Bledsoe, Human Resources Director made the staff presentation. Ms. Bledsoe provided an update to the Council on the plan performance for the third quarter of plan year 2005. The information she provided follows:

- Medical Plan Utilization Statistic Summary
- Medical Plan Utilization for Prescriptions
- Medical Plan Utilization for Vision and Dental
- Medical Plan Utilization for Claims over \$50,000
- Retiree Cost Summary
- Challenges
  - How the City will respond to the economic pressure of continued rising healthcare cost.

Ms. Bledsoe added that staff sent out a Request for Proposal for Administrative Services to administer the City's Employee Self-Insured Benefit Plan for the next year. Proposals were received from Aetna, United, Blue Cross, Humana, Benefit Planner, Great

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West and TML. After review of the proposals Aetna appears to be the best provider. Staff will bring an item to the Council's next meeting for Council's consideration on the benefit plan.

David Kautz gave overview of Aetna's large network and other benefits it can provide to the City.

The presentation concluded at 7:09 p.m.

CALL REGULAR SESSION TO ORDER

Mayor Maxwell called the session to order at 7:15 p.m.

PLEDGE OF ALLEGIANCE:

Mayor Maxwell led the Pledge of Allegiance.

ROLL CALL: Those members present were Mayor Nyle Maxwell, Mayor Pro-tem Alan McGraw, Councilmember Rufus Honeycutt, Councilmember Joe Clifford, Councilmember Carlos T. Salinas, and Councilmember Scott Rhode. Also present were City Manager Jim Nuse and City Attorney Steve Sheets.

CITIZENS COMMUNICATIONS:

The following individuals expressed their concern on the lack of public transportation in Round Rock.

Melissa Duensing, 1702 Oakridge Drive

Consuelo Castillo, 1525 Chisholm Trail #21

Jacob Suarez, Austin

Melissa Nylander, 1714 Zydeco Drive, expressed her concern regarding the lack of public transportation in Round Rock specifically for adults with disabilities who work in the evenings and weekends.

Giselle Schafer, 2003 Woods Cove, spoke on the lack of a Cultural Arts Center and provided the Council with information from various cities who had such a Center. She added that the City could help get this project started with funding and once it was established the Center would be maintained through public funds rather than city funds. She recommended that a task force be formed to investigate the idea of a Cultural Arts Center in Round Rock.

PROCLAMATIONS:

8.A. Consider a proclamation recognizing all veterans on November 11, 2005 at Chisholm Trail Middle School in observance of Veterans' Day. Mayor Maxwell read the following proclamation and presented it to Jim Moore, Assistant Principal at Chisholm Trail Middle School, Breanne Hull, Student Council Sponsor, Amy Johnson, Student Council President (8th Grader), Anndrea Harrold, Helping Hands Service Organization Sponsor, and Mary Green, Helping Hands Service Organization President (8th Grader).

WHEREAS, on November 11, 1918, in accordance with the terms of the cease-fire agreement, hostilities between the Allies - United States, Great Britain, and France - and an adversarial Germany, officially ceased on the eleventh hour of that day; and

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WHEREAS, this international war, which claimed the lives of over 8.5 million soldiers, including 126,000 Americans, called upon the population of the United States to make extraordinary contributions to support the efforts of its men and women; and

WHEREAS, since that historic day the United States has continued to flourish as a free nation, ever mindful of the blessings brought about by liberty and peace, which must be remembered and preserved by future generations; and

WHEREAS, the students and staff of Chisholm Trail Middle School wish to honor the veterans who fought with full measure of their valor and loyalty to protect our country and eternally grateful for the contributions to the cause of world peace,

NOW THEREFORE, I, Nyle Maxwell, Mayor of the City of Round Rock, do hereby find it fitting and proper to pay special tribute and honor to all veterans in observance of

"VETERAN'S DAY"

in the City of Round Rock and encourage everyone to join the staff and students of Chisholm Trail Middle School on November 11, 2005 at Chisholm Trail Middle School to pay special tribute and honor all veterans.

PROCLAIMED this 10<sup>th</sup> day of November 2005.

8.B. Consider a proclamation proclaiming the week of November 12-19, 2005 as Chronic Obstructive Pulmonary Disease Week. Mayor Maxwell read the following proclamation and presented it to Laura Chapman, Program Director for the American Lung Association of Texas, Tony Flores, Texas Society for Respiratory Care, Kitty Collins, Coordinator for Seton Pulmonary Rehabilitation Program, Cecil Jones, American Lung Association Board Member, Lina Supnet, Odyssey Hospice, Kevin Collins, Asthma Educators of Texas, and A.J. Wagner, Seton Healthcare and Pulmonary Rehab.

WHEREAS, the City of Round Rock recognizes the need for collaborative initiatives with its citizens to help create a healthy environment; and

WHEREAS, Chronic lung diseases such as emphysema and chronic bronchitis, known collectively as chronic obstructive pulmonary disease (COPD), are the fourth leading cause of death in the United States; and

WHEREAS, 16 million people in the United States have been diagnosed with some form of COPD and the same number of individuals go undiagnosed, and COPD costs the U.S. an estimated \$31.9 billion a year; and

WHEREAS, COPD is commonly an invisible disease until symptoms appear, and awareness, early detection, and treatment are crucial in the prevention or slowing of the spread of lung disease; and

WHEREAS, the citizens of Round Rock deserve the opportunity to grow, thrive, be healthy and be informed and aware of their respiratory health and of the factors that affect that health.

NOW, THEREFORE, I, Nyle Maxwell, Mayor of the City of Round Rock, Texas, do hereby proclaim the week of November 12-19, 2005 as

CHRONIC OBSTRUCTIVE PULMONARY DISEASE WEEK

In the City of Round Rock, and urge all citizens to help raise awareness about the prevalence of chronic obstructive pulmonary disease and the serious effects associated with the disease.

PROCLAIMED this 10<sup>th</sup> day of November 2005.

PRESENTATIONS:

9.A. Continuation of presentations not addressed during the Work Session. None

CONSENT AGENDA:

The following items were considered routine by the City Council and were enacted by one motion. There was no separate discussion on any of these items and no items were pulled from the consent agenda.

\*11.A. Consider approval of the City Council minutes for October 27, 2005.

\*12.A.1. Consider an ordinance approving and adopting a budget for the Municipal Court Fund for Fiscal Year 2005-2006. (Second Reading)

\*12.B.1. Consider an ordinance adopting the 2005-2006 Community Development Block Grant budget. (Second Reading)

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\*12.D.1. Consider an ordinance authorizing the replacement of a yield sign with a stop sign on Tower Drive at its intersection with Dixie Lane. (First Reading)

MOTION: Councilmember Rhode moved to approve all the items listed in the consent agenda. Councilmember Honeycutt seconded the motion.

VOTE:            Ayes:            Councilmember Honeycutt  
                                 Mayor Pro-tem McGraw  
                                 Councilmember Clifford  
                                 Councilmember Salinas  
                                 Councilmember Rhode  
                                 Mayor Maxwell  
                         Nays:            None

**ACTION:** The motion carried unanimously.

APPROVAL OF MINUTES:

\*11.A. Consider approval of the City Council minutes for October 27, 2005.

This item was approved under the consent agenda.

ORDINANCES:

\*12.A.1. Consider an ordinance approving and adopting a budget for the Municipal Court Fund for Fiscal Year 2005-2006. (Second Reading) This item was approved under the consent agenda.

ORDINANCE NO.

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE MUNICIPAL COURT FUND  
FOR THE 2005-2006 FISCAL YEAR.

\*12.B.1. Consider an ordinance adopting the 2005-2006 Community Development Block Grant budget. (Second Reading) This item was approved under the consent agenda.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE APPROVING AND ADOPTING A BUDGET FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR THE 2005-2006 FISCAL YEAR.

12.C.1. Consider an ordinance amending Chapter 9 of the Round Rock Code of Ordinances (1995 Edition), adding Section 9.2300 prohibiting motor vehicle idling. (First Reading)

Tom Word, Chief of Public Works Operations made the staff presentation. The Austin/Round Rock Metropolitan Statistical Area (MSA), as part of the Austin-San Marcos Early Action Compact, prepared a Clean Air Action Plan (CAAP) with selected emission reduction measures designed to provide clean air sooner, maintain local flexibility, and defer the effective date of non-attainment designation for the 8-hour ozone standard. One of the emission reduction measures that is anticipated to reduce emissions is the Heavy-Duty Vehicle Idling Program. This measure restricts engine idling of vehicles with a gross vehicle weight rating of more than 14,000 pounds to five consecutive minutes. The Heavy-Duty Vehicle Idling Program has been included in the CAAP and is designed for use in the MSA's five urbanized counties (Bastrop, Caldwell, Hays, Travis and Williamson). On December 18, 2003, the City of Round Rock executed a resolution in support of the recommended emission reduction measures (which included Heavy-Duty Vehicle Idling) for inclusion in the Austin/Round Rock MSA Clean Air Action Plan. On July 14, 2005, the City of Round Rock

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approved a resolution to execute a MOA with the TCEQ in support of the Implementation Plan for the Heavy-Duty Vehicle Idling Rule. In implementing the MOA, the City is required to establish an ordinance that indicates how this rule will be punishable by law within its jurisdiction. Under the proposed ordinance, an offense for violating the five-minute idling restriction will be punishable as a Class C misdemeanor.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 9, TRAFFIC REGULATIONS, CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS ADDING SECTION 9.2300, PROHIBITING MOTOR VEHICLE IDLING; PROVIDING A PENALTY; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember Honeycutt moved to adopt the ordinance. Councilmember Salinas seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Mayor Pro-tem McGraw Councilmember Clifford Councilmember Salinas Councilmember Rhode Mayor Maxwell
	Nays:	None

ACTION: The motion carried unanimously.

\*12.D.1. Consider an ordinance authorizing the replacement of a yield sign with a stop sign on Tower Drive at its intersection with Dixie Lane. (First Reading) This item was approved under the consent agenda.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE TRAFFIC CODE BY REPLACING THE YIELD SIGN WITH A STOP SIGN ON TOWER DRIVE AT ITS INTERSECTION WITH DIXIE LANE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

12.D.2. Consider an ordinance amending Chapter 9, Section 9.1700 of the Round Rock Code of Ordinances (1995 Edition) prohibiting through commercial truck traffic on Kiphen Road (CR 113) from FM 1460 to Red Bud Lane (CR 122). (First Reading) Tom Martin, Director of Transportation Services made the staff presentation. Phase II of the reconstruction of Kiphen Road will begin in November 2005. Construction will utilize frequent lane closures, resulting in delays and congestion. During this same period, there has been a noted significant increase in the use of Kiphen Road between FM 1460 and CR 122 by through commercial trucks, including aggregate haulers. This ordinance is to reduce the congestion caused by through commercial trucks, including aggregate haulers on Kiphen Road (CR 113), FM 1460 to CR 122, and to increase the safety of the roadway.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 9, SECTION 9.1700, CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS; MAKING CERTAIN ADDITIONS TO SAID SECTION; THEREBY DECLARING IT UNLAWFUL TO DRIVE OR OPERATE A TRUCK ON KIPHEN ROAD (COUNTY ROAD 113) BETWEEN FM 1460 AND RED BUD LANE (COUNTY ROAD 122); PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember Rhode moved to adopt the ordinance. Mayor Pro-tem McGraw seconded the motion.

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VOTE:            Ayes:            Councilmember Honeycutt  
                         Mayor Pro-tem McGraw  
                         Councilmember Clifford  
                         Councilmember Salinas  
                         Councilmember Rhode  
                         Mayor Maxwell  
                 Nays:            None

**ACTION:** The motion carried unanimously.

12.E.1. Consider an ordinance amending Chapter 11, Zoning, Round Rock Code of Ordinances (1995 Edition), to add MU-1a (Mixed-Use Southwest Downtown) District. (First Reading) Mayor Pro-tem McGraw and Councilmember Clifford disclosed that they would be abstaining from the vote and discussion on this item due to a conflict of interest and they have submitted the appropriate affidavit.

Joelle Jordan, Senior Planner, made the staff presentation. In February 2005, The Southwest Downtown Plan was adopted as an amendment to the General Plan 2000. The Southwest Downtown Plan recommended the adoption of a mixed-use district as a key component to strengthen the current pattern of development in the area. Staff's recommendation of the MU-1a (Mixed-Use Southwest Downtown) District is to establish and preserve areas of mixed land uses primarily devoted to combining low to moderate density residential development with low to moderate commercial development. While many of the requirements are similar to the commercial zoning regulations already in place, there are a few notable changes as follows:

Multiple uses are allowed in the same building or on the same lot.

- Prohibition of some general commercial uses.
- More opportunities for residential living.
- Development that encourages a residential “feel”.
- Added compatibility requirements for commercial development abutting existing single-family residences.
- Lowered parking requirements.

Public workshops were held as part of the planning process for the Southwest Downtown Plan. On September 21, 2005 the Planning and Zoning Commission recommended the addition of the MU-1a (Mixed-Use Southwest Downtown) District to the Zoning Ordinance.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING CHAPTER 11, SECTION 11.302, 11.401, 11.423, 11.501, 11.502, 11.505, 11.603, 11.802 AND APPENDIX A, AND ADDING SECTION 11.418.1 CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS, TO ESTABLISH THE MU-1a (MIXED-USE SOUTHWEST DOWNTOWN) ZONING DISTRICT; TO AMEND THE CERTIFICATE OF ZONING COMPLIANCE; TO AMEND THE STANDARDS FOR BED AND BREAKFAST, COMMERCIAL AND GENERAL PARKING, DAYCARE, EATING ESTABLISHMENTS, GROUP LIVING, RETAIL SALES AND SERVICE, TOWNHOUSES, UPPER STORY RESIDENTIAL AND UTILITIES; TO ESTABLISH STANDARDS FOR INDOOR ENTERTAINMENT ACTIVITIES, LIVE/WORK UNITS AND SINGLE-STORY MIXED-USE RESIDENTIAL; TO AMEND TREE CREDIT AND PARKING AREA LANDSCAPING REQUIREMENTS; TO AMEND OFF-STREET PARKING AND LOADING REQUIREMENTS; TO AMEND OUTDOOR DISPLAY AND STORAGE REQUIREMENTS; TO ADD THE DEFINITIONS OF "COMMERCIAL KITCHEN," "CONVERSION," "EXPANSION(S)," "GLAZING," "GROSS FLOOR AREA," "HOLLYWOOD DRIVEWAY,"

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"LIVE/WORK UNIT," "MIXED-USE," "OUTDOOR COOKING AREA," "ROW HOUSE," "SHARED PARKING," AND "SINGLE-STORY MIXED-USE RESIDENTIAL;" AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

MOTION: Councilmember Honeycutt moved to adopt the ordinance. Councilmember Rhode seconded the motion.

**VOTE:**

<b>Ayes:</b>	Councilmember Honeycutt Councilmember Salinas Councilmember Rhode Mayor Maxwell
<b>Nays:</b>	None
<b>Abstain:</b>	Mayor Pro-tem McGraw Councilmember Clifford

**ACTION:** The motion carried with 4 ayes and 2 abstentions.

**MOTION:** Councilmember Rhode moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present. Councilmember Salinas seconded the motion.

**VOTE:**

<b>Ayes:</b>	Councilmember Honeycutt Councilmember Salinas Councilmember Rhode Mayor Maxwell
<b>Nays:</b>	None
<b>Abstain:</b>	Mayor Pro-tem McGraw Councilmember Clifford

**ACTION:** The motion carried with 4 ayes and 2 abstentions.

12.E.2. Consider an ordinance rezoning 12 blocks in the Southwest Downtown area to MU-1a (Mixed-Use Southwest Downtown) District. (First Reading) Mayor Pro-tem McGraw and Councilmember Clifford disclosed that they would be abstaining from the vote and discussion on this item due to a conflict of interest and they have submitted the appropriate affidavit.

Joelle Jordan, Senior Planner made the staff presentation. In February 2005, the Southwest Downtown Plan was adopted as an amendment to the General Plan 2000. In order to implement the recommendations of the Southwest Downtown Plan, staff recommended rezoning 12 blocks in the Southwest Downtown Area to MU-1a (Mixed-Use Southwest Downtown) to establish and preserve areas of mixed land uses primarily devoted to combining low to medium density residential development with low to moderate commercial development. The area proposed for rezoning to MU-1a (Mixed-Use Southwest Downtown) is a 12-block area South of Round Rock Avenue, West of Mays, North of McNeil Road, East of Lake Creek and IH-35. The present zoning includes C-1 (General Commercial), C-2 (Neighborhood Commercial), LI (Light Industrial), and SF-2 (Single-Family – Standard Lot). The Planning and Zoning Commission recommended the rezoning at their meeting on September 21, 2005.

ORDINANCE NO.

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ROUND ROCK, TEXAS ADOPTED IN SECTION 11.401(2)(a), CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS, AND MAKING THIS AMENDMENT A PART OF THE SAID OFFICIAL ZONING MAP, TO WIT: TO REZONE 12 BLOCKS IN THE SOUTHWEST DOWNTOWN AREA TO MU-1A (MIXED-USE SOUTHWEST DOWNTOWN).

MOTION: Councilmember Honeycutt moved to adopt the ordinance. Councilmember Salinas seconded the motion.

**ACTION:** The motion carried with 4 ayes and 2 abstentions.

**MOTION:** Councilmember Rhode moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present. Councilmember Salinas seconded the motion.

ACTION: The motion carried with 4 ayes and 2 abstentions.

12.E.3. Consider an ordinance changing the name of Chandler Road to University Boulevard. (First Reading) Jim Stendebach, Planning Director made the staff presentation. The Round Rock Higher Education Center opened August 24, 2005. In honor of Texas State University's commitment to the Round Rock community, it is the City's desire to change the name of Chandler Road from IH-35 to FM 1460 to University Boulevard. The requirements for naming City Facilities, Park Lands and Streets for the City of Round Rock have been completed. On October 10, 2005, written notices were sent to the property owners of the lands adjacent to all Chandler Road right-of-way within the city limits of Round Rock. Return envelopes and forms, to be signed and notarized, were provided to allow these owners to let the City know their feelings on the name change. On October 26, 2005, the Planning Department received the required property owners' returned forms agreeing to the name change.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE CHANGING THE NAME OF CHANDLER ROAD TO UNIVERSITY BOULEVARD;  
PROVIDING A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND  
RESOLUTIONS.

MOTION: Mayor Pro-tem McGraw moved to adopt the ordinance. Councilmember Clifford seconded the motion.

**ACTION:** The motion carried unanimously.

12.E.4. Consider an ordinance annexing 4.859 acres of land out of the Memucan Hunt Survey. (SH 45 and A.W. Grimes Boulevard ROW tract) (First Reading) Jim



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Stendebach, Planning Director made the staff presentation. These right-of-way tracts (1.79, 0.46, 0.340, 0.387, and 1.882 acres) totaling 4.859 are portions of Louis Henna Boulevard known as SH 45 and A.W. Grimes Boulevard. They are a part of the City's Master Transportation Plan. It is the City's desire to have the tracts annexed into the city limits in order to expand the Arterial Roadway system and provide consistent police and fire protection. The public hearing requirements of the Texas Local Government Code were completed. On September 8, 2005, written notices were sent by certified mail to the property owners of the proposed annexed lands and to all public and private utility providers that could be affected. On September 23, 2005, a public notice was posted on the City website and a public notice was published in the Round Rock Leader for the Saturday, September 24 and Thursday, September 29, 2005 editions. Two public hearings were held on Tuesday, October 11, 2005 and Thursday, October 13, 2005.

ORDINANCE NO.

AN ORDINANCE ANNEXING CERTAIN HEREINAFTER- DESCRIBED ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ROUND ROCK, TEXAS, TO-WIT: 1.79, 0.46, 0.340, 0.387, AND 1.882 ACRES, TOTALING 4.859 ACRES OF LAND, OUT OF THE MEMUCAN HUNT SURVEY, ABSTRACT NO. 314, IN WILLIAMSON COUNTY; EXTENDING THE BOUNDARY LIMITS OF ROUND ROCK SO AS TO INCLUDE SAID PROPERTY WITHIN ROUND ROCK'S CITY LIMITS; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH PROPERTY SHALL BECOME PART OF THE CITY AND THAT OWNERS AND INHABITANTS THEREOF BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF THE CITY NOW IN EFFECT AND THOSE WHICH ARE HEREINAFTER ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

**MOTION:** Councilmember Clifford moved to adopt the ordinance. Councilmember Rhode seconded the motion.

VOTE:            Ayes:            Councilmember Honeycutt  
                                 Mayor Pro-tem McGraw  
                                 Councilmember Clifford  
                                 Councilmember Salinas  
                                 Councilmember Rhode  
                                 Mayor Maxwell  
                         Nays:            None

**ACTION:** The motion carried unanimously.

**MOTION:** Councilmember Honeycutt moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present. Councilmember Salinas seconded the motion.

VOTE:            Ayes:            Councilmember Honeycutt  
                         Mayor Pro-tem McGraw  
                         Councilmember Clifford  
                         Councilmember Salinas  
                         Councilmember Rhode  
                         Mayor Maxwell  
                 Nays:            None

**ACTION:** The motion carried unanimously.

12.E.5. Consider an ordinance annexing 2.400 acres of land out of the Abel Eaves Survey. (Seton Medical Center tract) (First Reading) Jim Stendebach, Planning Director made the staff presentation. This 2.4-acre tract of land is a portion of the larger 73.92-acre

tract located at the southwest corner of FM 1460 and Chandler Road. The proposed development for this area, including both tracts, is the Seton Medical Center Complex. This tract is being voluntarily annexed separately and subsequent to the larger tract due to Local Texas Government Code requirements.

AN ORDINANCE ANNEXING ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ROUND ROCK, TEXAS, TO WIT: 2.400 ACRES OF LAND, OUT OF THE ABEL EAVES SURVEY, ABSTRACT NO. 215, IN WILLIAMSON COUNTY; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH AREA SHALL BECOME A PART OF THE CITY AND THAT THE OWNERS AND INHABITANTS THEREOF SHALL BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS AND ORDINANCES NOW IN EFFECT AND TO BE HEREINAFTER ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

VOTE:            Ayes:            Councilmember Honeycutt  
                                 Mayor Pro-tem McGraw  
                                 Councilmember Clifford  
                                 Councilmember Salinas  
                                 Councilmember Rhode  
                                 Mayor Maxwell  
                         Nays:            None

**MOTION:** Councilmember Clifford moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present. Councilmember Salinas seconded the motion.

VOTE:            Ayes:            Councilmember Honeycutt  
                                 Mayor Pro-tem McGraw  
                                 Councilmember Clifford  
                                 Councilmember Salinas  
                                 Councilmember Rhode  
                                 Mayor Maxwell  
                 Nays:            None

12.E.6. Consider an ordinance annexing 82.523 acres of land out of the Abel Eaves Survey, the Barney Low Survey, and the Joseph Mott Survey. (Seton Medical Center tract) (First Reading) Jim Stendebach, Planning Director made the staff presentation. The Seton and Chandler right of way tracts include the new Seton Medical Center site and adjacent roadways. The medical center is located adjacent to the new Texas State University campus. The annexation of the adjacent roadways at this time allows the City to annex lands further to the east. The statutory requirements of the Texas Local Government Code were completed. On September 8, 2005, written notices were sent by certified mail to the property owners of the proposed annexed lands and to all public and private utility providers that could be affected. On September 23, 2005, a public notice was posted on the city website and a public notice was published in the Round Rock Leader for the Saturday, September 24 and Thursday, September 29, 2005 editions. Two public hearings were held on Tuesday, October 11, 2005 and Thursday, October 13, 2005.

ORDINANCE NO. \_\_\_\_\_

ORDINANCE NO.

AN ORDINANCE ANNEXING CERTAIN HEREINAFTER- DESCRIBED ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ROUND ROCK, TEXAS, TO-WIT: 4.785 ACRES OF LAND, OUT OF THE ROBERT McNUTT SURVEY, ABSTRACT NO. 422, AND THE JOSEPH MARSHALL SURVEY, ABSTRACT NO. 409, IN WILLIAMSON COUNTY; EXTENDING THE

BOUNDARY LIMITS OF ROUND ROCK SO AS TO INCLUDE SAID PROPERTY WITHIN ROUND ROCK'S CITY LIMITS; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH PROPERTY SHALL BECOME PART OF THE CITY AND THAT OWNERS AND INHABITANTS THEREOF BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF THE CITY NOW IN EFFECT AND THOSE WHICH ARE HEREINAFTER ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember Honeycutt moved to adopt the ordinance. Mayor Pro-tem

**ACTION:** The motion carried unanimously.

MOTION: Councilmember Rhode moved to dispense with the second reading of the

**ACTION:** The motion carried unanimously.

12.E.8. Consider an ordinance annexing 2.305 acres of land out of the Robert

AN ORDINANCE ANNEXING CERTAIN HEREINAFTER- DESCRIBED ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ROUND ROCK, TEXAS, TO-WIT: 2.305 ACRES OF LAND, OUT OF THE ROBERT McNUTT SURVEY, ABSTRACT NO. 422, AND THE JOSEPH MARSHALL SURVEY, ABSTRACT NO. 409, IN WILLIAMSON COUNTY; EXTENDING THE BOUNDARY LIMITS OF ROUND ROCK SO AS TO INCLUDE SAID PROPERTY WITHIN ROUND ROCK'S CITY LIMITS; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH PROPERTY SHALL BECOME PART OF THE CITY AND THAT OWNERS AND INHABITANTS THEREOF BE ENTITLED TO THE RIGHTS AND

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PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF THE CITY NOW IN EFFECT AND THOSE WHICH ARE HEREINAFTER ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember Clifford moved to adopt the ordinance. Councilmember Rhode seconded the motion.

VOTE:           Ayes:           Councilmember Honeycutt  
  Mayor Pro-tem McGraw  
  Councilmember Clifford  
  Councilmember Salinas  
  Councilmember Rhode  
  Mayor Maxwell  
                          Nays:           None

ACTION: The motion carried unanimously.

MOTION: Councilmember Rhode moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present. Councilmember Clifford seconded the motion.

VOTE:           Ayes:           Councilmember Honeycutt  
  Mayor Pro-tem McGraw  
  Councilmember Clifford  
  Councilmember Salinas  
  Councilmember Rhode  
  Mayor Maxwell  
                          Nays:           None

ACTION: The motion carried unanimously.

12.E.9. Consider an ordinance annexing 5.531 acres of land out of the Willis Donahue Survey and the Robert McNutt Survey. (CR 122 ROW Tract 3) (First Reading) Jim Stendebach, Planning Director made the staff presentation. This right-of-way tract is a portion of County Road 122 that is part of the City of Round Rock’s Master Transportation Plan. It is the City’s desire to have it annexed into the city limits in order to expand the Arterial Roadway system and provide consistent police and fire protection. The public hearing requirements of the Texas Local Government Code were completed. On September 8, 2005, written notices were sent by certified mail to the property owners of the proposed annexed lands and to all public and private utility providers that could be affected. On September 23, 2005, a public notice was posted on the City website and a public notice was published in the Round Rock Leader for the Saturday, September 24 and Thursday, September 29, 2005 editions. Two public hearings were held on Tuesday, October 11, 2005 and Thursday, October 13, 2005.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ANNEXING CERTAIN HEREINAFTER- DESCRIBED ADJACENT AND CONTIGUOUS TERRITORY TO THE CITY OF ROUND ROCK, TEXAS, TO-WIT: 5.531 ACRES OF LAND, OUT OF THE WILLIS DONAHUE SURVEY, ABSTRACT NO. 173, AND THE ROBERT McNUTT SURVEY, ABSTRACT NO. 422, IN WILLIAMSON COUNTY; EXTENDING THE BOUNDARY LIMITS OF ROUND ROCK SO AS TO INCLUDE SAID PROPERTY WITHIN ROUND ROCK’S CITY LIMITS; FINDING THAT ALL NECESSARY AND REQUIRED LEGAL CONDITIONS HAVE BEEN SATISFIED; PROVIDING THAT SUCH PROPERTY SHALL BECOME PART OF THE CITY AND THAT OWNERS AND INHABITANTS THEREOF BE ENTITLED TO THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BE BOUND BY THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF THE CITY NOW IN EFFECT AND THOSE WHICH ARE HEREINAFTER ADOPTED; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING AN

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EFFECTIVE DATE; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

MOTION: Councilmember Salinas moved to adopt the ordinance. Councilmember Clifford seconded the motion.

VOTE:           Ayes:           Councilmember Honeycutt  
  Mayor Pro-tem McGraw  
  Councilmember Clifford  
  Councilmember Salinas  
  Councilmember Rhode  
  Mayor Maxwell  
                          Nays:           None

ACTION: The motion carried unanimously.

MOTION: Councilmember Honeycutt moved to dispense with the second reading of the ordinance with the unanimous consent of all the Councilmembers present. Mayor Pro-tem McGraw seconded the motion.

VOTE:           Ayes:           Councilmember Honeycutt  
  Mayor Pro-tem McGraw  
  Councilmember Clifford  
  Councilmember Salinas  
  Councilmember Rhode  
  Mayor Maxwell  
                          Nays:           None

ACTION: The motion carried unanimously.

RESOLUTIONS:

13.A.1. Consider a resolution casting votes for the Williamson County Appraisal District Board of Directors. David Kautz, Assistant City Manager made the staff presentation. In October, the Council nominated Robert Tagge to serve on the Williamson County Appraisal District (WCAD) board. The WCAD is responsible for appraising property in the county at its market value for purposes of property taxation. The five-member board serves a 2-year, unpaid term, and sets policies for the WCAD and hires the Chief Appraiser. The board also approves the WCAD annual budget, which is funded by assessments of the taxing entities in the county. The actions of the WCAD directly affect every taxpayer and taxing entity in the county. The five members of the current board have been re-nominated (Tagge, Hunt, Mireles, Paull and Gibbs). One of the current Appraisal Review Board members (Komandosky) was nominated by the City of Taylor. The remaining four nominees were nominated by the City of Hutto. Staff recommended that Round Rock's 160 votes go to Robert Tagge.

RESOLUTION NO. \_\_\_\_\_

WHEREAS, §6.03(k) Texas Property Tax Code provides for the governing body of each taxing unit to cast votes for individuals nominated for the Williamson County Appraisal District Board of Directors, and

WHEREAS, the City of Round Rock is entitled to 160 votes which may be cast for individuals nominated for the Board of Directors, and

WHEREAS, the City Council wishes to cast its 160 votes as set forth below, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,  
That the Council hereby casts its votes as follows:

- |    |               |            |
|----|---------------|------------|
| 1. | Mahlon Arnett | _____votes |
| 2. | Mike Fowler   | _____votes |
| 3. | Harry Gibbs   | _____votes |
| 4. | Deborah Hunt  | _____votes |

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- |     |                |                |
|-----|----------------|----------------|
| 5.  | Ed Komandosky  | _____votes     |
| 6.  | Brig Mireles   | _____votes     |
| 7.  | Elizabeth Page | _____votes     |
| 8.  | Don Paull      | _____votes     |
| 9.  | George Russell | _____votes     |
| 10. | Robert Tagge   | _____160 votes |

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 10th day of November 2005.

MOTION: Councilmember Honeycutt moved to approve the resolution.

Councilmember Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Mayor Pro-tem McGraw Councilmember Clifford Councilmember Salinas Councilmember Rhode Mayor Maxwell
	Nays:	None

ACTION: The motion carried unanimously.

13.B.1. Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 3 to the Contract for Engineering Services with K. Friese & Associates, Inc. for the McNutt Creek Wastewater Interceptor Project - Phase I. Tom Word, Chief of Public Works Operations made the staff presentation. K. Friese & Associates (KFA) is currently under contract for Professional Engineering Services for the McNutt Creek Wastewater Interceptor. Under Supplemental Amendments #1 and #2, KFA was authorized to provide Design Phase, Bid Phase, and Construction Phase services for a combination of open-cut and trenchless installation of the project. However, ongoing landowner concerns combined with recent development projects made both the proposed alignment and open-cut construction method difficult and expensive. In order to address these concerns, KFA performed an alternatives analysis which identified various possible alignments and construction methods. After a complete evaluation, the City chose an alignment, which favored tunnel construction. This Supplemental Amendment deletes the scope of services authorized under Supplemental Amendments #1 and #2 and replaces them with services for tunnel excavation. The cost is \$196,485. The project scope of work will construct 9,550 feet of 48" wastewater interceptor from the existing Brushy Creek Regional Wastewater Plant located on the eastern side of the City of Round Rock, and extend north-easterly to a certain point just north of the McNutt Creek. Paloma Lake and Double J M.U.D's will contribute \$5.7 million towards total cost of construction.

RESOLUTION NO. \_\_\_\_\_

WHEREAS, the City of Round Rock has previously entered into a Contract for Engineering Services ("Contract") with K. Friese & Associates, Inc. for the McNutt Creek Wastewater Interceptor Project - Phase I, and

WHEREAS, K. Friese & Associates, Inc. has submitted Supplemental Contract No. 3 to the Contract to modify the provisions for the scope of services, and

WHEREAS, the City Council desires to enter into said Supplemental Contract No. 3 with K. Friese & Associates, Inc., Now Therefore

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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the Mayor is hereby authorized and directed to execute on behalf of the City Supplemental Contract No. 3 to the Contract with K. Friese & Associates, Inc., a copy of same being attached hereto as Exhibit "A" and incorporated herein for all purposes.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 10th day of November, 2005.

**MOTION:** Mayor Pro-tem McGraw moved to approve the resolution. Councilmember Clifford seconded the motion.

VOTE:            Ayes:            Councilmember Honeycutt  
Mayor Pro-tem McGraw  
Councilmember Clifford  
Councilmember Salinas  
Councilmember Rhode  
Mayor Maxwell

Nays: None

**ACTION:** The motion carried unanimously.

13.C.1. Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 1 to the Contract for Engineering Services with Kasberg, Patrick & Associates, LLP for the Austin Avenue and Liberty Avenue Street Improvements Project. Tom Word, Chief of Public Works Operations made the staff presentation. Kasberg, Patrick & Associates (KPA) is currently under contract for Professional Engineering Services for the Austin and Liberty Avenues Improvements project. KPA's scope during the preliminary engineering phase was to provide roadway/drainage/utility schematics and construction cost estimates for the reconstruction of Austin and Liberty Avenues from Mays Street east to the dead end. These streets were identified for reconstruction and were recommended by the Bond Task Force to be included in the Bond election approved by the citizens of Round Rock in November 2001. Construction cost estimates from the preliminary engineering phase indicated that the City has the available funding to reconstruct Austin and Liberty Avenues from Mays Street to Nelson Street. These streets are generally anticipated to be reconstructed with asphalt paved roadways, with concrete curbing and sidewalks as appropriate. Also included are necessary drainage improvements and utility reconstruction/relocation. This final design engineering will culminate in the roadway/drainage/utility construction plans and specifications. Survey data for additional right-of-way needed at the end of Austin Avenue will also be provided to the City during this phase of the project. The cost is \$200,700.00.

RESOLUTION NO.

WHEREAS, the City of Round Rock has previously entered into a Contract for Engineering Services ("Contract") with Kasberg, Patrick & Associates, Inc. for the Austin Avenue and Liberty Avenue Improvements Project, and

WHEREAS, Kasberg, Patrick & Associates, Inc. has submitted Supplemental Contract No. 1 to the Contract for Engineering Services for a change in the scope of services, and

WHEREAS, the City Council desires to enter into said Supplemental Contract No. 1 with Kasberg, Patrick & Associates, Inc., Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,



That the Mayor is hereby authorized and directed to execute on behalf of the City Supplemental Contract No. 1 to the Contract for Engineering Services with Kasberg, Patrick & Associates, Inc., a copy of same being attached hereto as Exhibit "A" and incorporated herein.

RESOLVED this 10<sup>th</sup> day of November, 2005.

Councilmember Clifford seconded the motion.

**ACTION:** The motion carried unanimously.

RESOLUTION NO. \_\_\_\_\_

That the Mayor is hereby authorized and directed to execute on behalf of the City Supplemental Contract No. 1 to the Contract for Engineering Services with Kasberg, Patrick & Associates, Inc., a copy of same being attached hereto as Exhibit "A" and incorporated herein.

RESOLVED this 10<sup>th</sup> day of November, 2005.

VOTE:            Ayes:            Councilmember Honeycutt  
                         Mayor Pro-tem McGraw  
                         Councilmember Clifford

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Councilmember Salinas  
Councilmember Rhode  
Mayor Maxwell  
Nays: None  
ACTION: The motion carried unanimously.

13.D.1. Consider a resolution adopting an updated Investment Policy and investment strategy for the investment of City funds. Cindy Demers, Finance Director made the staff presentation. The public funds investment act requires governmental entities to submit their investment policy to their governing body for review and approval at least on an annual basis. The City has had an adopted investment policy for several years and has updated it periodically to address changes in laws and policy. The only changes for this year are related to broker/dealers that are used to competitively bid individual investments. Staff recommended the deletion of one existing broker and adding one new broker to the rotation.

RESOLUTION NO. \_\_\_\_\_

WHEREAS, pursuant to Chapter 2256, Texas Government Code ("the Act") the City Council desires to adopt a written investment policy and investment strategy regarding the investment of City funds, and

WHEREAS, the City Council has reviewed the attached updated policy and has determined same to be in compliance with the Act, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the updated Investment Policy and Investment Strategy for the investment of City funds, attached hereto as Exhibit "A" and incorporated herein, is hereby approved and adopted.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 10th day of November, 2005.

MOTION: Mayor Pro-tem McGraw moved to approve the resolution. Councilmember Rhode seconded the motion.

VOTE: Ayes: Councilmember Honeycutt  
Mayor Pro-tem McGraw  
Councilmember Clifford  
Councilmember Salinas  
Councilmember Rhode  
Mayor Maxwell  
Nays: None

ACTION: The motion carried unanimously.

13.D.2. Consider a resolution authorizing the Mayor to execute certain amendments, addenda, and agreements to the original Depository and Banking Services Contract with Bank of America. Cindy Demers, Finance Director made the staff presentation. This resolution authorizes changes to the City's existing depository agreement with Bank of America to provide additional check processing flexibility (Accounts Receivable Check Service addendum and Remote Deposit Services amendment) and to add credit card processing services (Merchant Services Agreement). These changes will result in more efficient check and payment processing as well as allow the City to implement on-line payment services in the future. The City will implement two processes that will turn paper

checks written to the City into either an electronic funds transfer or an image replacement document. In both cases, the City will no longer be required to physically deposit checks to the bank. The accounts receivable check (ARC) service addendum allows the City to process and convert check payments to an electronic payment, if eligible. If the payment is not eligible for conversion, the payment will be turned into an Image Replacement Document (IRD) for processing under the remote deposit services (RDS) amendment. In addition, the City will set up credit card payment processing with Bank of America under the Merchant Services Agreement. With Bank of America as the City's credit card processor, staff will be able to implement on-line payment services. In all cases, the agreements only set forth the processing terms and conditions. The City can implement the services at its discretion.

RESOLUTION NO. \_\_\_\_\_

WHEREAS, the City entered into a Depository and Banking Services Contract with Bank of America, N.A. by Resolution R-02-03-14-13A2, same being dated April 30, 2002, and

WHEREAS, the City extended said Depository and Banking Services Contract with Bank of America, N.A. by Resolution R-04-04-22-14F4, same being dated April 22, 2004, and

WHEREAS, the term of the current Contract extends until April 30, 2006, and

WHEREAS, the City and Bank of America, N.A. now desire to add certain amendments, addenda, and agreements to the original Depository and Banking Services Contract package, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS:

I.

That the Mayor is hereby authorized and directed to execute on behalf of the City the following: (a) "Remote Deposit Services Amendment to the Terms and Conditions," (b) "Treasury Services Agreement Accounts Receivable Check (ARC) Service Addendum," and (c) "Merchant Services Agreement Fee Schedule," along with accompanying "Merchant Services Agreement," copies of same being attached hereto as Exhibit "H" and Exhibit "I" and Exhibit "J" respectively, and same are incorporated herein for all purposes.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 10th day of November, 2005.

MOTION: Councilmember Honeycutt moved to approve the resolution.

Councilmember Clifford seconded the motion.

<u>VOTE:</u>	Ayes:	Councilmember Honeycutt Mayor Pro-tem McGraw Councilmember Clifford Councilmember Salinas Councilmember Rhode Mayor Maxwell
	Nays:	None

ACTION: The motion carried unanimously.

13.E.1. Consider a resolution identifying and listing the existing detached single-family residences located within the newly created MU-1a (Mixed-Use Southwest Downtown) District. Joelle Jordan, Senior Planner made the staff presentation. The MU-1a (Mixed-Use Southwest Downtown) District includes provisions for increased compatibility standards for properties that abut existing detached single-family residences. These standards will provide protection for a property listed in this resolution as long as the property maintains



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Councilmember Clifford  
Councilmember Salinas  
Councilmember Rhode  
Mayor Maxwell  
Nays: None

ACTION: The motion carried unanimously.

APPOINTMENTS:

14.A. Consider three appointments to the Round Rock Transportation System Development Corporation. This seven-member Board develops a combined Transportation Capital Improvement Program (TCIP), and approved by the City Council. The Board reviews and updates the TCIP once a year; make an annual report to the City Council reviewing the accomplishments of the Board; and be accountable to the City Council for all activities undertaken by the Board. Those members whose term is due to expire in November are Councilmember Joe Clifford , Susan Moss, and Laurie McAnally. Each of the members submitted letters of interest for reappointment.

MOTION: Mayor Pro-tem moved to appoint Councilmember Joe Clifford, Susan Moss, and Laurie McAnally to the Round Rock Transportation System Development Corporation by acclamation. Councilmember Rhode seconded the motion.

VOTE: Ayes: Councilmember Honeycutt  
Mayor Pro-tem McGraw  
Councilmember Clifford  
Councilmember Salinas  
Councilmember Rhode  
Mayor Maxwell  
Nays: None

ACTION: The motion carried unanimously.

14.B. Consider one appointment to the Building Standards Commission to fill an unexpired term. One appointment needed to fill an unexpired term on the Building Standards Commission. Members should have experience or expertise in the building trade. This commission hears appeals and renders decisions upon rulings and refusals of ruling by the Building Official concerning requests for a modification or a variation from the provisions of the building regulations chapter that have been made. Whenever the Building Official rejects or refuses to approve the mode or manner of work proposed to be followed or materials to be used in the proposed construction, or when it is claimed that the provisions of the Code do not apply; or that any equally good or more desirable form of installation can be employed in any specific case, or when it is claimed that the true intent and meaning of the Code or regulations have been misconstrued or wrongly interpreted. The Building Standards Commission also addresses and determines whether or not conditions exist which render a building or structure unsafe under the provisions of the Code. The Commission also determines if the building or structure should be demolished in order to protect the public health, safety and welfare. Michael Ellis and Rainer Ficken submitted letters of interest. Michael Ellis and Rainer Ficken were nominated.

Following are the results of a poll of the Council.

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Michael Ellis - 5 votes *appointed*

Rainer Ficken - 2 votes

COUNCIL COMMENTS: None

EXECUTIVE SESSION:

16.A. Executive Session as authorized by §551.087 Government Code, related to deliberation of an offer of a financial or other incentive to a business prospect that the City Council seeks to stay or expand in the City of Round Rock. (Toppan Photomasks, Inc.)

The Council recessed to the Executive Chamber for the Executive Session. Mayor Maxwell called the Executive Session to order at 8:44 p.m. and adjourned the session at 8:56 p.m.

The Council returned to the City Council Chamber for adjournment with no discussion or action occurring.

ADJOURNMENT:

There being no further business, the meeting adjourned at 9:56 p.m.

Respectfully Submitted,

Christine R. Martinez, City Secretary